

JOSEPH A. JACHIMCZYK, M.D., J.D.
FORENSIC PATHOLOGIST
ATTORNEY AT LAW
CHIEF MEDICAL EXAMINER



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228-8311
EXT. 671 (DAY)
EXT. 212 (NIGHT)

OFFICE OF THE MEDICAL EXAMINER
OF HARRIS COUNTY

HARRIS COUNTY COURT HOUSE
HOUSTON, TEXAS 77002

AUTOPSY REPORT

CASE 73 - 3412

August 15, 1973

PATHOLOGICAL DIAGNOSES ON THE BODY

OF

Johnny Ray Delone
1447 Tulane Street
Houston, Texas

1. Asphyxia due to strangulation and gagging.
2. Gunshot wound of head.

OPINION

It is our opinion that the decedent, Johnny Ray Delone, came to his death as a result of asphyxia due to strangulation, gagging, and gunshot wound of head - Homicide.

It is our further opinion that death occurred on or about May 21, 1972.

COMMENT: Dr. Jachimczyk notified Mr. Gerald Oncale, step-father, at 3:20 p.m. on August 21, 1973.

Joseph A. Jachimczyk

Joseph A. Jachimczyk, M.D., J.D.
Chief Medical Examiner

POSTMORTEM EXAMINATION ON THE BODY OF

Johnny Ray Delone
1447 Tulane Street
Houston, Texas

HISTORY: These skeletal remains were recovered in Chambers County, approximately 1917 feet east of the West County line of Chambers County, Texas, approximately 123 feet south of Highway 87, at approximately 4:00 p.m. on August 13, 1973. This body and 73-3413 (Unknown #26) were atop one another in a common grave with their respective heads at opposite ends of the grave. There was no lime-like substance or noticeable foreign matter in the grave, other than the remains of this body and 73-3413 (Unknown #26), a cord similar to a venetian blind cord and plastic covering. This body had the aforementioned venetian blind-type cord wrapped around a plastic covering over his head. (See Companion Cases 73-3365, 73-3366, 73-3408, 73-3409, and 73-3413.)

AUTOPSY: The autopsy was performed by Chief Medical Examiner Joseph A. Jachimczyk, M.D., assisted by Assistant Medical Examiners Ethel E. Erickson, M.D., and G. Sheldon Green, M.D., and assisted by Dr. Paul G. Stimson, beginning at 2:30 p.m. on August 15, 1973, in the Harris County Morgue.

EXTERNAL APPEARANCE: The skeletal remains were submitted in a black crash bag and were wrapped in heavy plastic which was taped down with heavy duty air conditioning tape. The face area, including the eyes, nose, and mouth were covered with wide adhesive tape. There was a gag present in the mouth. Wrapped around the trunk and extremities of the body were two strips of rope, one twice as thick as the other. The lesser caliber rope resembled that present on other bodies, similar to sash rope. There was a gunshot wound of entrance on the bridge of the nose. The bullet exited in the posterior aspect of the skull, but was stuck in the calvarium. The path of this missile was from front to back. The recovered bullet was a .22 caliber bullet, which was labeled at the base with the letter "J" and placed in a special container for safekeeping. The hair was dark brown and measured 5 to 6 inches in length. The bones recovered were as follows: the complete skull including the teeth, two femurs, two tibias, two fibulas, two humeri, two ulnas, and one radius, twenty-three ribs, one scapula, one clavicle, two pelvic bones, seven vertebrae, one large foot bone, and three metatarsals or metacarpals. The femurs measured 18 inches; tibias, 14 inches; fibulas, 13-3/4 inches; humeri, 10-1/2 inches; radius, 9-1/2

Johnny Ray Delone

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inches, ulnas, 8-1/2 inches.

The skeletal features are consistent with those of a 17 year old Caucasian male with a living stature of five feet and ten inches.

DENTAL EXAMINATION

No fillings are present. The four third molars are in the crypts. There are diastemas between the upper right first bicuspid, #5, and the cuspid, #6. The upper right cuspid, #6, and the upper right lateral, #7, the upper right lateral, #7, and the upper right central, #8. The upper right first molar has been extracted, #3. The upper right second molar, #2, has drifted toward the mid line. There is occlusal caries in the distal of the upper right second bicuspid, #4. There is a distal caries on the upper left second bicuspid, #13. There is mesial occlusal caries on the upper left first molar, #14. There is occlusal caries on the upper left second molar, #15. The lower left first molar, #19, has been extracted. Tooth #18, the lower left second molar has drifted toward the mid line. There is a diastema present between the lower left cuspid, #22, and the lower left first bicuspid, #21. There is a distal incisal fracture on the incisal edge of the lower left central, #24. The lower right first molar has been extracted #30. The lower right second molar, #31, has drifted forward. Tooth #20 is in mesial lingual rotation. Tooth #18 is in mesial labial rotation and #3 is in mesial lingual rotation.

On August 20, 1973, at 3:05 p.m., a call was made to Mrs. Gerald Oncale, who advised us about Dr. Gregory and Dr. McConnel. Dr. Gregory was contacted. He practiced at 4710 Lillian Street, Houston, Texas, 77007. He stated that on February 20, 1968, he had X-rayed and extracted tooth #3. On August 20, 1973, at 4:15 p.m., Dr. McConnel was contacted and he said on July 2, 1971, he extracted tooth #30. Dr. G. C. Gregory provided us with pre-extraction radiographs. These were compared with postmortem radiographs and the following points of comparison were made: Extraction of tooth #3 (Point #2), mesial drift of #2, compatible with the time lapse of this extraction (Point #3), similar root canal configuration in tooth #5 on ante and postmortem radiographs (Point #4), extraction of #19 (Point #5), mesial drift of #18, which is consistent with the time lapse (Point #6), mesial buccal root canal in #18 was similar on both X-rays (Point #7), tooth #20, rotation similar on both X-rays (Point #8), tooth #20, the root canal shape is alike of both X-rays (Point #9), extraction of tooth #30, which was done on July 2, 1971 (Point #10), and

Johnny Ray Delone

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the mesial drift of tooth #31 is comparable with the time lapse.

In view of the above findings, it is our opinion, based upon a reasonable medical probability, that the decedent, Unknown #25, our Case 73-3412, is Johnny Ray Delone.

Paul G. Stimson
Paul G. Stimson, D.D.S., M.S.

Autopsy

INVESTIGATOR'S REPORT

Investigator: H. C. Gregory

XViewX

Case No. 73 - 3412

Decedent: Johnny Ray Delone Race W Sex M Age 18

Address: 1447 Tulane Street, Houston, Texas

Death: FOUND August 13, 1973 Approx. Time 4:00 XAM. line of Chambers County, approximately 123 feet south of Hwy. 87 Place of Death: Chambers County, approximately 1917 feet east of the West County/

Place of Inquest:

Date and Time of Inquest: August 14, 1973 4:50 XAM. P.M.

Location, Position, and Surroundings of Body:

This common grave was known as Chambers County Grave Site #4. This body was known as Chambers County Body #4.

Clothing: There was no clothing.

Information: The decedent, according to Chambers County Sheriff's Department Sheriff Louis Otter, was disinterred from a gravesite at the above location at 4:00 p.m. on August 13, 1973. The grave appeared to be about 36 inches deep, 24 inches wide, and 42 inches in length. There was no lime-like substance or noticeable foreign matter in the grave, other than the remains of Medicolegal Case 73-3413, a cord similar to a venetian blind cord and plastic covering. The decedent had the aforementioned venetian blind-type cord wrapped around a plastic covering over his head. The decedent and Medicolegal Case 73-3413 (Unknown #26) were atop one another in a common grave with their respective heads at opposite ends of the grave. The bone structure of this decedent appeared larger than that of Unknown #26 (Case 73-3413).

H. C. Gregory
H. C. Gregory NN

Property: There was no jewelry, buttons, buckles, or personal effects located in the grave.

Transferred to Morgue by: Sterling Funeral Home, Dayton, Texas

Funeral Home Conducting Service: Geese-Ferguson Funeral Home, Crowley, Louisiana Removal - Crowley, Louisiana

Case No. Name To Date Out

93-3412 Johnny Dilore Will Gray
Def. Atty.

224-5436

Re call when
ready

Att
D.C.

RECEIVED BY: Will Gray
DATE: 5-1-74 TIME: 10:30 A.M.

Rec'd: 11:20 am
4-15-74
Jin

93-3412

Case No. Name To Date Out
93-3412 Johnny Lay Alon Lam Bright 4-26-74
Alone

Dit
D.C.

Rec: 4-26-74

93-3412



Telegram

617 HOUSTON TEX

1973 AUG 22 AM 10 57

73-3412

HSB 075(1055)(2-173733E234)PD 08/22/73 1055

ICS IPMBNGZ CSP

7138694247 DELIVER TDBN . . 08-22 1055A EST

PMS 2-167828E234 PD HOUSTON TX 27 08-22 0840A EST

HARRISON COUNTY MEDICAL EXAMINER, EXT 7286 DLR ROOM 163 BEN TAUB

HOSPITAL 150 TAUB LOOP Rm-163

HOUSTON TX 77025

THIS IS YOUR AUTHORITY TO PICK UP THE REMAINS OF JOHNNY RAY
DELONE I AUTHORIZE IT TO BE TURNED OVER TO GESSEY FERGUSON FUNERAL
HOME CROWLEY LOUISIANA

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STATE OF TEXAS

CERTIFICATE OF DEATH

STATE FILE NO.

1. PLACE OF DEATH a. COUNTY Chambers			2. USUAL RESIDENCE (Where deceased lived. If institution: residence before admission) a. STATE Texas b. COUNTY Harris		
(Borough) TOWN (If outside city limits, give precinct no.) Approx. 1917 Ft. E. of the West d. NAME OF (If not in hospital, give street address) HOSPITAL OR INSTITUTION County line of Chambers County, approx/			c. LENGTH OF STAY in 1 b. Houston d. STREET ADDRESS (If rural, give location) 1447 Tulane		
e. IS PLACE OF DEATH INSIDE CITY LIMITS? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>			e. IS RESIDENCE INSIDE CITY LIMITS? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		
3. NAME OF DECEASED (Type or print)		(a) First Johnny	(b) Middle Ray	(c) Last Delone	4. DATE OF DEATH Found 8-13-73
5. SEX		6. COLOR OR RACE Male White		7. Married <input type="checkbox"/> Never Married <input checked="" type="checkbox"/> Widowed <input type="checkbox"/> Divorced <input type="checkbox"/>	
10a. USUAL OCCUPATION (Give kind of work done during most of working life, even if retired)		10b. KIND OF BUSINESS OR INDUSTRY Laborer House moving		8. DATE OF BIRTH Aug. 9, 1955	
13. FATHER'S NAME Hubert Delone		11. BIRTHPLACE (State or foreign country) Louisiana		9. AGE (In years last birthday) 18	
15. WAS DECEASED EVER IN U.S. ARMED FORCES? (Yes, no, or unknown)		16. SOCIAL SECURITY NO. No -----		12. CITIZEN OF WHAT COUNTRY? USA	
18. CAUSE OF DEATH [Enter only one cause per line for (a), (b), and (c).] PART I. DEATH WAS CAUSED BY: IMMEDIATE CAUSE (a) Asphyxia due to strangulation, gagging Conditions, if any, which gave rise to above cause (a), stating the underlying cause last. } DUE TO (b) and gunshot wound of head. DUE TO (c)					
PART II. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO THE TERMINAL DISEASE CONDITION GIVEN IN PART I(a)					
20a. ACCIDENT <input type="checkbox"/> SUICIDE <input type="checkbox"/> HOMICIDE <input checked="" type="checkbox"/>			20b. DESCRIBE HOW INJURY OCCURRED. (Enter nature of injury in Part I or Part II of Item 18.) Strangled and shot.		
20c. TIME OF INJURY Hour found Month Aug. Day 13 Year 73 a.m. UNK p.m.			20d. PLACE OF INJURY (e.g., in or about home, farm, factory, street, office building, etc.) Chambers County		
20e. CITY, TOWN, OR LOCATION Chambers			COUNTY Chambers STATE Texas		
21. I hereby certify that I attended the deceased from from autopsy findings on 8-13-73 to 8-13-73 , and last saw the deceased alive on the date stated above, and to the best of my knowledge, from the causes stated.					
22a. SIGNATURE Joseph A. Jachinszyk, M.D.			22b. ADDRESS 209 Courthouse Houston, Texas		
23a. BURIAL, CREMATION, REMOVAL (Specify) Removal			23b. DATE 8-22-73		
23d. LOCATION (City, town, or county) Crowley			23c. NAME OF CEMETERY OR CREMATORIUM Hanks Cemetery		
25a. REGISTRAR'S FILE NO.			25b. DATE REC'D BY LOCAL REGISTRAR		
VS-112, REV. 1/58			25c. REGISTRAR'S SIGNATURE Geese-Ferguson F. H. 6605		

Dr. Jachimczyk

July 8, 1974

73-3334; 73-3335;
73-3377; 73-3409;
73-3412

Marty Ray Jones; Charles Cobble;
Homer Luis Garcia; Frank Anthony
Aguirre; Johnny Ray Delone

Elmer Wayne Henley

175th District

74-CR-424

Bexar County Court
House
San Antonio, Texas

There ARE Pictures

*Dr. Jachimczyk testified
7-10-74 through 7-11-74*